

Message Text

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ORIGIN EB-08

INFO OCT-01 ARA-14 EUR-12 EA-12 NEA-10 ISO-00 SIG-03
CAB-05 CIAE-00 COME-00 DODE-00 DOTE-00 INR-10
NSAE-00 FAA-00 L-03 PA-02 ICA-20 SP-02 IO-14
/116 R

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APPROVED BY EB/OA:MHSTYLES
CAB:JDEEGAN
EUR:PLAASE

-----000078 071305Z /43

P 062155Z SEP 78
FM SECSTATE WASHDC
TO AMEMBASSY OTTAWA PRIORITY
AMEMBASSY BERN PRIORITY
AMEMBASSY PARIS PRIORITY
AMEMBASSY ROME PRIORITY
AMEMBASSY LONDON PRIORITY
AMEMBASSY COPENHAGEN PRIORITY
AMEMBASSY OSLO PRIORITY
AMEMBASSY DUBLIN PRIORITY
AMEMBASSY STOCKHOLM PRIORITY
AMEMBASSY MADRID PRIORITY
AMEMBASSY LISBON PRIORITY
AMEMBASSY NEW DELHI PRIORITY
AMEMBASSY CANBERRA PRIORITY
AMEMBASSY TOKYO PRIORITY
AMEMBASSY BRASILIA PRIORITY
AMEMBASSY WELLINGTON PRIORITY
AMEMBASSY THE HAGUE PRIORITY
AMEMBASSY BRUSSELS PRIORITY
AMEMBASSY ATHENS PRIORITY
AMEMBASSY TEL AVIV PRIORITY
AMEMBASSY CARACAS PRIORITY
AMEMBASSY CAIRO PRIORITY
AMEMBASSY MEXICO PRIORITY
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AMEMBASSY LIMA PRIORITY
AMEMBASSY BUENOS AIRES PRIORITY
AMEMBASSY QUITO PRIORITY
AMEMBASSY BOGOTA PRIORITY
AMEMBASSY LA PAZ PRIORITY
AMEMBASSY SANTIAGO PRIORITY
AMEMBASSY SEOUL PRIORITY

AMEMBASSY MANILA PRIORITY
AMEMBASSY PANAMA PRIORITY
AMEMBASSY TAIPEI PRIORITY
AMEMBASSY SINGAPORE PRIORITY
AMEMBASSY HELSINKI PRIORITY
AMCONSUL KARACHI PRIORITY
INFO AMEMBASSY BONN PRIORITY

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E.O. 11652: N/A

TAGS: EAIR, CA, SW, FR, UK, IT, DA, SW, GR, EI, SP, PO, IN,
AU, JP, BR, NZ, NL, IS, VE, BE, EG, MX, PE, AR, EC, CO, BL
SUBJECT: CAB DENIED BOARDING RULES

REF: DEPARTMENT 223688 (NOTAL)

1. SEVERAL GOVERNMENTS HAVE COMPLAINED TO DEPARTMENT IN PAST WEEK ABOUT CAB'S NEW DENIED BOARDING RULES ADOPTED BY CAB MAY 30 FOR EFFECTIVENESS SEPTEMBER 3. RULES WERE MADE APPLICABLE TO US AND FOREIGN AIRLINES, FOR FLIGHTS FROM AND TO THE US. RULES, DESIGNED TO MINIMIZE INVOLUNTARY "BUMPING" OF AIRLINE PASSENGERS HOLDING CONFIRMED RESERVATIONS ON OVERSOLD FLIGHTS, REQUIRE THAT AIRLINES NOT DENY BOARDING TO ANY PASSENGER INVOLUNTARILY UNTIL EFFORT UNCLASSIFIED

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FIRST MADE TO FIND VOLUNTEERS WHO WOULD GIVE UP SEATS IN EXCHANGE FOR COMPENSATORY PAYMENT. PASSENGERS INVOLUNTARILY BUMPED WOULD BE PROVIDED GREATER COMPENSATION THAN TN PAST. SOME FOREIGN AIRLINES RECEIVED NOTICES FROM CABLATE AUGUST THAT CIVIL PENALTIES AND FINES WOULD BE ASSESSED IF AIRLINES DO NOT COMPLY.

2. GERMAN AND SWISS EMBASSIES HAVE SUBMITTED NOTES TO DEPARTMENT CONTENDING INTER ALIA THAT APPLICATION OF CAB'S RULES TO BOARDING OUTSIDE US BY THEIR AIRLINES CONSTITUTES

UNACCEPTABLE EXTENSION OF US LAW TO THEIR COUNTRIES. FRENCH, BRITISH AND CANADIANS HAVE ALSO MADE SIMILAR DEMARCHES, ALTHOUGH THUS FAR THEY HAVE NOT SUBMITTED NOTES.

3. CAB HAS RECONSIDERED FULL APPLICATION OF ITS DENIED BOARDING RULES TO BOARDINGS OUTSIDE US. BOARD HAS ISSUED ORDER STAYING EFFECTIVENESS OF NEW RULES FOR 30-DAY PERIOD. BOARD WILL ALSO ISSUE REVISEFPROPOSED RULE, WHICH WILL BE SUBJECT TO AIRLINE COMMENT, WHICH WOULD PROVIDE THAT FOREIGN AIRLINES CHOOSING NOT TO APPLY RULE TO NON-US BOARDING WILL BE REQUIRED TO INCLUDE IN THEIR ADVERTISING

WITHIN US A NOTICE TO PUBLIC TO THAT EFFECT. US TRAVELERS WOULD THUS BE ALERTED TO FACT THAT, ON RETURN FLIGHTS TO US, SOME FOREIGN CARRIERS MAY PROVIDE LESS PROTECTION FROM

THAN OTHER AIRLINES. CAB DOES NOT AT LEAST FOR PRESENT, PLAN OTHER ENFORCEMENT ACTION AGAINST FOREIGN AIRLINES WHICH DECIDE NOT TO APPLY CAB'S NEW BOARDING RULES OUTSIDE US.

4. FOR OTTAWA: CANADIAN DELEGATION CHAIRMAN RAISED THIS ISSUE IN LAST WEEKS BILATERAL CONSULTATIONS. EMBASSY SHOULD INFORM CANADIAN AUTHORITIES OF ABOVE.

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FOR BERN: SWISS EMBASSY HERE INFORMED OF ABOVE. COPY OF SWISS NOTE BEING POUCHED.

FOR PARIS AND LONDON: EMBASSIES SHOULD INFORM GOVERNMENTS OF ABOVE.

OTHER ADDRESSES MAY DRAW ON ABOVE IN RESPONDING TO INQUIRIES OR SIMILAR EXPRESSIONS OF CONCERN. CHRISTOPHER

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Message Attributes

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Disposition Approved on Date:
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Disposition History: n/a
Disposition Reason:
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Review Release Date: N/A
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
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